

WEST VIRGINIA LEGISLATURE

2016 REGULAR SESSION

Introduced

House Bill 4177

BY DELEGATES KURCABA, ELLINGTON, FAIRCLOTH, HILL,
ATKINSON, IHLE AND STANSBURY

[Introduced January 20, 2016; Referred
to the Select Committee on Prevention and Treatment of
Substance Abuse then Health and Human Resources.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §16-2D-4c, relating to exempting drug rehabilitation facilities from certificate
 3 of need requirements.

Be it enacted by the Legislature of West Virginia:

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
 2 section, designated §16-2D-4c, to read as follows:

ARTICLE 2D. CERTIFICATE OF NEED.

§16-2D-4c. Certificate of need; exemption for drug rehabilitation facilities.

1 (a) For the purposes of this section, “drug rehabilitation facility” means a healthcare facility,
 2 the primary purpose of which is to provide medical or psychological treatment to patients suffering
 3 or recovering from drug or alcohol addiction or abuse.

4 (b) Notwithstanding any provision of this article and any rule issued by a state agency, a
 5 certificate of need is not required for the construction, renovation, maintenance or operation of a
 6 drug rehabilitation facility.

NOTE: The purpose of this bill is to exempt drug rehabilitation facilities from certificate of need requirements.

Strike-throughs indicate language that would be stricken from a heading or the present law, and underscoring indicates new language that would be added.